IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL APPLICATION NO. 186 OF 2005

IN

FIRST APPEAL NO. 241 OF 2004

OUR LADY OF PERPETUAL SUCCOUR THROUGH ITS ATTORNEY ....Applicant

Versus

COMMUNIDADE OF LOLIEM AND ANR., ...Respondents

Ms. Pooja Bharne, Advocate for the applicant.

Coram:- R. M. LODHA, J.

Date:- 21st October, 2005

P.C.

Heard Ms. Pooja Bharne, the learned Counsel for the appellant-applicant. No case for grant of stay is made out. Civil application is rejected. However, it is clarified that in case the appellant-applicant succeeds in the appeal, the respondent No.1 shall restitute the amount so withdrawn as per the final Judgment and Decree that may be passed by the Court in the first appeal.

Civil Application stands disposed of accordingly.

R. M. LODHA, J.

ssm.